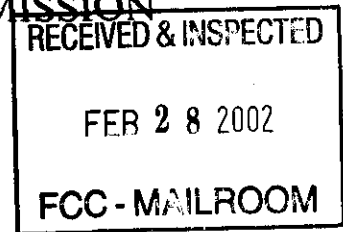


Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554



In the Matter of)	
Rules and Policies Concerning)	
Multiple Ownership of Radio Broadcast)	MM Docket No. 01-317
Stations in Local Markets)	
)	
Definition of Radio Markets)	MM Docket No. <u>00-244</u>

COMMENTS

Hodson Broadcasting, a sole proprietorship formed by Richard Dean Hodson (hereafter called "Hodson"), pursuant to Sections 1.415 and 1.419 of the Commission's Rules, respectfully submits the following "Comments" in response to the *Notice of Proposed Rule Making* in the above-captioned proceedings.¹ Additionally, because Hodson is categorically a "small business" entity, a separate pleading is presented in response to the *Initial Regulatory Flexibility Analysis*.²

The *Notice* proposes changes to local ownership rules and policies concerning multiple ownership of radio broadcasting stations. Hodson must initially commend the Commission for providing this extensive opportunity for public input and advisement, previously unavailable since the Congressional mandates of Section 202(b) were implemented. In examining the influence and effect the Commission has had in

¹The *Notice* was released November 9, 2001 (*FCC 01-329*). The *NPRM* directed that interested parties may file comments on or before 60 days after Federal Register publication, and reply comments on or before 90 days after Federal Register publication. The Federal Register printed a synopsis of this *NPRM* on December 11, 2001 (Vol. 66, No. 238, Pg. 63986). DA 02-156 (released January 23, 2002) extended each filing period by thirty days. Comments are now due March 13, 2002, and reply comments by April 10, 2002. Thus, the instant comments are timely filed.

²See Appendix B of instant *NPRM*. Since comments for the *IRFA* and *NPRM* are closely interrelated, Hodson requests that the Commission consider these pleadings together when addressing either issue.

developing regulations for the radio broadcasting industry, the *NPRM* provides historic and specific examples of guidelines implemented by the Commission to conform and abide by directives set forth in the Communications Act of 1934.³ Factual and empirical data on any relevant local radio broadcast market was requested, along with interpretations of proposed Commission solutions and suggesting feasible alternatives were solicited. The instant *Notice* recognizes and addresses the two crucial ownership issues at hand, diversity and competition⁴, plus the three traditional avenues in which to define or moderate local radio broadcast markets. First, tiered numerical limits dependent on local market size. Second, percentage caps on audience share. Third, percentage caps on revenue share.

In preparing to comment, Hodson's prerequisite provides a brief history of its evolution as an entity to enlighten the Commission on Hodson's unique position to respond as both a veteran radio broadcaster and a small business broadcast concern.⁵ Richard Dean Hodson, born in Ohio on March 30, 1966, and raised in Nevada since 1968, first studied broadcasting during his freshman and sophomore years (1980-82) at Bonanza High in Las Vegas. After graduation, Hodson attended Columbia School of Broadcasting, receiving a diploma in radio announcing. On February 28, 1986, a Restricted Radiotelephone Operator Permit was issued to Hodson by the Commission, after which Hodson gained broadcast employment experience from three FM, two AM,

³Sections 309(a) and 310(d) grants authority to the Federal Communications Commission to issue and regulate radio broadcast licenses consistent with the public interest, convenience, and necessity. Section 303(r) empowers the Commission to make or modify such rules and regulations and prescribe such restrictions and conditions needed to implement the Act's provisions. Section 202(h) of the Telecommunications Act of 1996 further directs the Commission to review its rules biennially and to determine if these rules require repeal or modification consistent with public interest concerns, such as competition or diversity.

⁴See Hodson's IRFA Comments. Diversity and competition issues are discussed and addressed in depth.

⁵See Exhibits A and B. Exhibit A contains Hodson's *personal professional* attachments, i.e. resume, broadcast references, transcripts, degrees, diplomas, etc. Exhibit B includes Hodson's *business* submissions, such as d.b.a. filings, city/county licenses and permits, etc. This should provide adequate yet comprehensive information on Hodson's pre-business and post-business broadcast career highlights and development.

and four radio networks in southern Nevada between 1986 and 1998. From 1995-98, Hodson reinforced his broadcasting education and experience at the Community College of Southern Nevada, graduating with two Associate of Applied Science Degrees—one in Electronic Engineering, the other in Telecommunications. A 3.89 GPA granted Hodson Phi Theta Kappa Honor Society induction, several consecutive National Dean's List distinctions, plus the 1997 CCSN Outstanding Student Award.

Hodson Broadcasting was first conceived as a sole proprietorship in March 1997 through a Certificate of Business filed in the County of Clark, State of Nevada. In August 1997, Hodson bought a Collins ten kilowatt FM transmitter from KWLX Radio. After another 18 months of rigorous radio regulation research, Hodson filed with the Commission for an allocation in Tecopa, California in December 1998.⁶ Channel 29.1A was added to the FM Table of Allotments for the community of Tecopa effective August 1999.⁷ In the interim, Hodson registered with the City of Las Vegas in April 1999 for a home-based business and was issued a license. In February 2000, the Clark County Board of County Commissions approved Hodson for a two-year construction permit to develop family property located in Sandy Valley, Nevada, as a studio site for broadcast operations. As of February 16, 2002, Hodson still awaits an FCC auction filing window for the Tecopa allocation, approved over two and a half years ago.

After thoughtfully deliberating the Commission's *NPRM* and related case cites, it is evident that radio broadcasting is at a critical crossroads. On one side you have the Commission, bound by its diversity and competition directives. On the other, agencies such as the Department of Justice abundantly "flagging" recent radio mergers and transactions due to anti-competitive or monopolistic realities, plus Congressional ownership caps that clearly weren't intended to create a single broadcast entity possessing over 1,000 individual radio authorizations or unfairly gaining half (or more) of certain markets radio advertising revenue. When any radio market possesses this

⁶MM Docket No. 99-46, RM-9470, 14 FCC Rcd 2829 (1999).

⁷*Report and Order* (DA 99-1375), released July 16, 1999.

type of environment, then the atmosphere is indicative that major regulation reevaluation is warranted and perhaps overdue.

Specific case studies within the *Notice* addresses the Syracuse, New York; Rockford, Illinois; and Florence, South Carolina markets.⁸ Hodson provides market data for Las Vegas, Nevada. The Las Vegas radio metro consists mainly of one Nevada county: Clark. The resident population of the Las Vegas metro is estimated to be 1,218,300 individuals and ranks as the 41st largest radio market.⁹ Broadcast and Cable Yearbook attributes 29 total radio stations to their 40th ranked Las Vegas market, estimating a 1,406,900 population.¹⁰ As an alternate to BIA data for Las Vegas, equivalent to the Syracuse, Rockford, and Florence market examples attached in Appendix A to the *Notice*, Hodson has produced as an exhibit¹¹, radio station market data charts, circa 1991 and 2001, to factually demonstrate Las Vegas' intense radio broadcast market consolidation over the last decade. Groupings are listed first, in descending order, with the remaining facilities tabulated by the year they originally commenced broadcast operations. It is interesting to note that not one commercial FM station remains independent in the Las Vegas market as a direct result of conglomerate consolidation.

Multifaceted changes in the Las Vegas radio market have occurred over the last decade due to group consolidation of individual broadcast licenses. Most notably, purchase prices of FM stations within the market more than tripled within a one year period. As an example¹², KBGO-FM was purchased in August 1993, by Broadcast

⁸Paragraph 52 of instant *Notice* directs "Parties are encouraged to file information on **any local market** that they feel is relevant or helpful".

⁹SRDS Radio Advertising Source; Vol. 84, No. 1 (Winter 2002)

¹⁰2001 Edition, pgs. D-722, D-727, D-729.

¹¹See Exhibit C. Exhibit C also depicts a general transmitter site location map highlighting the market. The site south of Henderson is Black Mountain, a common antenna farm for most of the market's signals, thus the printing overlap.

¹²All transactions listed as examples are from Broadcasting and Cable Yearbook 1997, Volume 1, pp. B-278-79.

Associates Inc. for \$2.25 million. In August 1994, Regent Communications Corp. bought KSNE-FM for \$7.5 million. Another outrageous case contrasts a trio of AM/FM transactions. Lotus Communications acquired KORK-AM/KXPT-FM in November 1992 for \$1.42 million. In September 1994, just two years later, KFMS AM/FM was transferred to Regent for \$7.75 million. When American Radio Systems entered the market during 1996, they added to the price inflation, paying \$10 million for KXNO-AM/KLUC-FM in July. An AM standalone evaluation reveals KKVV sold for \$17,000 in November 1993. By September 1996, KSHP found a \$600,000 buyer, which is over *thirty-five times* the amount paid for a Las Vegas AM just three years prior. Figures like these make it simple to understand why a very small, independent broadcaster always encounters prohibitively high entry barriers when attempting to purchase an existing facility in today's top 40 radio marketplace.

Empirical data pertinent to the Las Vegas radio market is plentiful. During Hodson's sixteen year radio broadcast career in Southern Nevada, many observations have surfaced. Inside the industry, group consolidations have severely hurt station programming and personnel. Corporate broadcast unification strategy results not only in operational cutbacks, but staff reductions as well. Between recent facility cohabitation efficiencies and computer technological advancements, over 40 percent of radio broadcasters in Nevada have been displaced since 1992. In 1996, Hodson witnessed one broadcast employer, who owned a commercial FM broadcast license for Pahrump, Nevada, that *never* once addressed a public affairs or interest issue within their community of license during its one year ownership. This company transferred licensee rights to American Radio Systems later that year for around \$12 million. Outside the industry, radio listeners have also suffered and felt the effects of group consolidation in the Las Vegas market. In most of the medium and major post-merger radio markets, and Vegas is no exception, there are usually three or four "power combo" entities backed by national broadcast conglomerates. Each power combo may control four to six stations, and thus program a similar number of different formats for advertiser convenience and listener variety. A serious problem develops when *every* group combination wants to *only* format the *top* four or six types of programming (i.e.

four country, four rock, four CHR, four oldies, four sports, four talk, etc.), due to advertising or ratings concerns. Listener variety suffers immensely and format selection is hampered considerably. Hodson recalls within the last few years that out of 19 FM stations in or near the Vegas metro, 13 were only airing current music (released within the last 18-24 months) of certain select formats.

To further assist the Commission in defining radio “markets”, Hodson proposes that a mixture of various ideas be implemented. Because radio’s propagation characteristics and current “daisy-chain” overlap contour methodology create a difficulty in categorizing broadcast “markets” for evaluation in ownership or other issues, a combination of private and commercial radio market research and information services and statistics should be utilized to create a balance of reporting agencies available in which the Commission could draw upon when diversity or competitive issues arise. Arbitron and BIA are popular, but don’t neglect Broadcast and Cable Yearbook, a standard radio reference for many years, or perhaps SRDS Radio Advertising Source, which is published quarterly. By relying on *multiple* sources, a founding principle for successful business, bias and inconsistencies which are possible with a single information or research outlet can be eliminated. Congested spectrum areas that cannot seem to be easily defined, such as located within Zone criteria established by the Commission¹³, could rely on county or local government boundaries to determine tricky fragmented and combined listenership areas. Once basic market definitions have been established, the number of stations in defined markets would only fluctuate if a new signal signed on or went dark, or was reported “actually heard” by at least two different radio audience research agencies. Any remaining shortcomings, mainly which would reside in smaller or undefined markets, could then be addressed more adequately through a revised percentage approach. Hodson adamantly suggests in *any* size market tier, audience share percentage should *not exceed* 33% of the total radio audience (up from 25%), and revenue share percentages would be modified from the “50/70 Rule”, to become the “40/75 Rule”, enabling two

¹³47 C.F.R. § 73.609(a) for TV Zones and § 73.205 for FM Zones.

group entities within a market to control an extra five percent between them in potential advertising capital. Figures above the modified percentile levels in either case would be denied immediately in any type of license assignment or transfer of control application because of antitrust and anti-competitive concerns harmful to the public welfare.

Concerning a tiered approach on local radio ownership caps, Hodson has formulated an improved six-tier system as explained below:

(A) in radio markets defined with ten or less stations, an entity may own, operate, or control up to three commercial radio stations, not more than 2 of which are same service facilities (AM or FM).

(B) in radio markets containing between 11 and 20 (inclusive) stations, a party may own, operate, or control up to four commercial radio stations, not more than two in the same service (AM or FM).

(C) in radio markets containing between 21 and 30 (inclusive) stations, a party may own, operate, or control up to five commercial radio stations, not more than three in the same service (AM or FM).

(D) in radio markets containing between 31 and 40 (inclusive) stations, a party may own, operate, or control up to six commercial radio stations, not more than 3 in the same service (AM or FM).

(E) in radio markets containing between 41 and 50 (inclusive) stations, a party may own, operate, or control up to seven commercial radio stations, not more than four in the same service (AM or FM).

(F) in radio markets containing more than 51 stations, a single entity may own, operate, or control up to eight commercial radio stations, not more than 4 in the same service (AM or FM).

A six tier local ownership cap approach, opposed to the current four tier, offers a compromise between Congressional mandates and public interest concerns of reduced

station levels within each tier. This system, already an acceptable format by 202(b) directives, still would allow eight stations in the top tier, yet provide a better market breakdown in the smaller station tiers. A station would be considered “in the market” if its signal receivability characteristics demonstrated that at least 50% of the geographical market area has city-grade coverage, regardless of actual location or community of license of facility. To effectually enact this modified tier system, the Commission must repeal the contour overlap methodology to eliminate the daisy-chain “loophole” that has become the prime culprit that artificially inflates market size. Replacing contour overlap with multiple radio market research and information source methodology will correct many current inconsistencies plus more accurately reflect stations actually audible within a particular radio market.

Hodson firmly recommends national ownership caps be restored, but with a limitation more flexible than the former “7 AM/7 FM” legislation. This stringent policy was acceptable in prior decades, but with current consumer choices being plentiful, compromise for broadcasters who wish to expand outside their local markets should always be encouraged, within moderation. To meet this reasonable objective, yet being mindful of rare spectrum availability in most markets of scale, Hodson proposes the new “100 AM/100 FM” rule, which would permit one group entity to control up to and including 100 AM and 100 FM individual broadcast licenses nationwide.

Obviously, the next inquiry becomes what to do with individual broadcast licences exceeding the percentage or numerical limits described above. A “grandfathered” group facility transfer scenario would only offer large-scale broadcasters an “exit strategy” remedy and would not reduce the consolidated condition present in a majority of top 100 radio markets. When a broadcast company’s motive is more directed toward return on investment than serving their communities, that licensee has effectually disregarded their public interest responsibilities. A very viable divestiture program can be instituted to accommodate those licensees that need to comply with updated national or local ownership caps, whether numerical or percentile. If a licensee warrants pruning to conform, the Commission would evaluate a group owner’s presence in particular radio markets, including the Zone location of

market, and the Class of each station license possessed. The Commission would identify the signal strengths within the group's market combination, then determine divestiture order, starting with the group's lowest class or weakest signal of their holdings within that market and working upward, regardless of the signal's current audience or revenue share, until local ownership level corresponds with applicable limit. Because public demand for FM spectrum is higher than AM, AM facilities would be last in divestiture order, only required in the event a group owner still needed to conform after releasing interest in all market FM's, which would be highly unlikely. Once the licenses are identified for each company affected, the Commission will allow a twelve to eighteen month "transfer and transition" period to permit only *individual license* transactions to qualified buyers, even if infraction involves several broadcast licenses, controlled by one entity, within a single radio market. After the "T&T" period, any remaining illegitimate licenses would be forfeited to the Commission, and a Radio Broadcast Divestiture Auction would be conducted within a six to eight month time period. Most markets requiring divestiture already are quite congested within the broadcast spectrum, thus would very likely nullify any concerns about temporary loss of service for certain active allocations during the forfeiture and divestiture auction period.

In conclusion, Hodson provides answers to the Commission's inquiries with feasible alternatives to the *Notice's* proposed remedies. Modifying local and national tier levels and percentage values as stated, permits greater flexibility and promotes equality through compromise. Abandoning flawed "loophole contour" methodology for multiple source broadcast research and listener/audience information methodology creates better market definitions with more accurate results. Local Marketing Agreements, Time Brokerage Agreements, and Joint Sales Agreements, are all just various forms of a licensee apathetically trading away their community responsibilities in exchange for financial consideration, thus should be abolished entirely. These types of agreements, very popular in the early 1990's, have lost their appeal since larger broadcasters can easily purchase these facilities in a deregulated era instead of haggling with another party over station control issues, yet remain under what was then

considered very conservative ownership limitations within a market. Since enacting the above policy propositions present divestiture concerns, allowing for a grace transition period for individual license transfers to qualified entities, larger broadcasters can then develop their "exit strategies" accordingly. Since most businesses would prefer some "return on investment", rather than no return at all, the "T&T" period provides for an allowance to enable group licensees the freedom to sell and transfer individual stations to meet revised regulations, opposed to outright immediate forfeiture of such radio licences. After the "T&T" period has elapsed, the Commission recalls all remaining, non-transferred radio licenses for a Radio Broadcast Divestiture Auction, conducted similar to a standard broadcast auction proceeding. Realizing forced divestiture is extreme, Hodson draws to the Commission's attention that when the Justice Department disbanded the AT&T phone monopoly by consent decree in 1980, the Bell breakup created a healthier, more robust and diversified local telephone and long distance environment, enabling opportunities for new phone company entrants and allowing consumers flexible new choices in phone purchase and features options, as well as service providers.

Respectfully submitted,

RICHARD DEAN HODSON, d/b/a/
HODSON BROADCASTING

Richard Dean Hodson

Hodson Broadcasting

P.O. Box 66

Tecopa, CA 92389-0066

February 16, 2002



HODSON BROADCASTING

P.O. Box 66

Tecopa, CA 92389-0066

Telephone: (702) 878-7911

E-mail: hodson@nevada.edu

EXHIBITS LISTING

Exhibit A: Personal/Professional

Resume of Richard Dean Hodson

KFBI Radio Reference Letter

KRLV Radio Reference Letter

KVEG Radio Reference Letter

KLTN Radio Reference Letter

KEZD Radio Reference Letter

Community College of Southern Nevada Grade Transcript

Community College of Southern Nevada Diploma

Columbia School of Broadcasting Diploma

FCC Restricted Radiotelephone Operator Permit

Exhibit B: Business

Certificate of Business: Fictitious Name (D.B.A.)

Business License: City of Las Vegas

State of Nevada Tax Compliance Letter

Clark County Comprehensive Planning Department Project Review Letter

Land Use Application-Extension of Time

Bill of Sale: Collins 10kW FM Transmitter (KWLTV Radio)

Exhibit C: Charts/Maps

Las Vegas Radio Station Market Data (2001)

Las Vegas Radio Station Market Data (1991)

Regional Transmitter Location Map

EXHIBIT A

RICHARD DEAN HODSON
520 Monticello Drive
Las Vegas, Nevada 89107-3616
Telephone: (702) 878-0773

CAREER OBJECTIVE: To develop, construct and operate an FM radio broadcast facility.

EXPERIENCE: **SPORTSFAN RADIO NETWORK, Las Vegas, NV**

11/96 to 12/97 **Board Operator/Engineer**

Duties: Operated on-air network board and computer with Audiovault software; utilized several microcomputer workstation application programs to produce network audio; wired lines between production rooms and studio.

4/95 to 9/96 **KFBI 107.5 FM, Las Vegas, NV**

Announcer/Production/Promotions

Duties: Operated on-air board; announced music, P.S.A.'s, weather, etc.; produced and edited Howard Stern's morning show and other audio for on-air playback; set-up/ break-down of out-of-station remotes; and assisted engineerically during studio relocation.

6/92 to 8/94 **KRLV (SUNNY) 106.5 FM, Las Vegas, NV**

Announcer/Promotions

Duties: Operated on-air board; announced music, P.S.A.'s, weather, etc.; handled all aspects of remote broadcasts (live show, Marti transmitter and equipment set-up/break-down); and produced various commercial spots.

2/91 to 2/92 **KVEG AM 840, Las Vegas, NV**

Production/ P.S.A. Director

Duties: Operated on-air board; managed and executed station audio production/P.S.A.'s; produced shows (remote and studio); and regulated satellite feeds.

6/90 to 10/90 **KLTN (K-LITE) 103.5, Las Vegas, NV**

Announcer/ Board Operator

Duties: Operated on-air board; announced P.S.A.'s, weather, etc.; prepared music logs; managed public affairs programming; and produced various audio material.

1/88 to 4/90 **P.B.F. RADIO MINISTRIES, Las Vegas, NV**

Recording Engineer

Duties: Produced and recorded broadcast tapes for radio playback; set-up/broke-down related audio equipment.

6/86 to 11/86 **KEZD AM STEREO 1230, Las Vegas, NV**

Announcer/ Board Operator

Duties: Operated on-air board; announced music, weather, etc.; produced commercials and other broadcast audio.

EDUCATION: **COMMUNITY COLLEGE OF SOUTHERN NEVADA**

6/95 to 5/98 3200 E. Cheyenne Ave.

GRADUATE North Las Vegas, NV 89030

(702) 651-4060

Degree: AAS-Electronic Engineering Technology

Degree: AAS-Electronic Engineering Technology-Telecommunications Emphasis

GPA: 3.89

Honors: National Dean's List, awarded 1995-96 and 1996-97

Phi Theta Kappa, inducted Spring 1996

CCSN Outstanding Student Award-1997

Highlights: Developing and producing term papers on FM broadcast (modulation and transmission techniques), the Federal Communications Commission (legislation to create, organization of bureaus), and Hodson Broadcasting's business plan.

9/85 to 1/87 **COLUMBIA SCHOOL OF BROADCASTING, Hollywood, CA**

GRADUATE

Diploma: Radio Announcing

Highlights: News/commercial production, copywriting, announcing (style, tone, and delivery); broadcast equipment fundamentals.

9/80 to 6/82 **BONANZA HIGH SCHOOL, Las Vegas, NV**

GRADUATE

Class: Communications

Highlights: Instructed in board/voice techniques; studied radio/television history; and executed production assignments.

PERSONAL: FCC Endorsed Restricted Radiotelephone Operator Permit (granted 2/28/86)

KFBI

107.5 FM

April 22, 1996

To Whom it may concern:

Richard Hodson was hired over a year ago at KFBI to utilize his skills in the field of radio broadcasting. His experience at our station has shown multifaceted talent, ambitious dedication, and relentless reliability. Richard was an enormous asset to the company. He combined both his flexibility and creativity to successfully accomplish tasks required of him.

Aside from his standard on-air duties, Richard has mastered the complex chore of preparing our Howard Stern morning show, complete from production editing to airing the show itself. He has also proven himself many times over in the implementation of remotes and out-of-station promotions. Richard even responded recently with valuable engineering assistance during studio relocation.

To summarize, Richard is a versatile, knowledgeable individual with strong character and excellent attitude toward others. His qualifications make him well worth recommending.

Sincerely,



Ted Brown

Program Director

"Howard Stern All Morning, Classic Rock All Day"

KFBI FM Radio 101 Convention Center Drive, Suite 119, Las Vegas, NV 89109 (702) 791-1964 FAX (702) 791-3326



August 15, 1994

To Whom it concerns:

Richard Hodson has been employed by KRLV Radio since June 1992. His skills in the broadcast industry make him a very valuable and dependable staff member at any station that needs a hard-working, dedicated, honest team player.

During Richard's tenure here, he was the only employee to ever receive two "Employee Of The Month" awards in recognition of his outstanding efforts and achievements for our station. In addition to his on-air Love Songs show, which required heavy phones and many give aways, Richard was solely responsible for the set-up and break-down of out of station remotes. He always demonstrated a courteous and professional attitude when dealing with clients and listeners at these live appearances.

Richard also did an excellent job airing our public affairs programming and assigned production, no matter how complex the task. Richard has tremendous talent and ability in radio that will allow him to advance according to his desires.

Sincerely,


Tom Chase
Program Director



May 14, 1991

To Whom It May Concern:

Richard Hodson is an employee of KVEG and works our on-air board daily Monday through Friday from 9am-3pm. It is worth mentioning that he has demonstrated many skills in various areas of broadcasting, including satellite and remote technician talents, impressive production projects, and P.S.A. Director, just to name a few.

Being a Columbia School of Broadcasting graduate myself, I am quite familiar with their training procedures and can assure you his education in radio broadcasting is well-rounded. Richard's presence at our station cannot go unnoticed, as he is an asset many times over, and would be invaluable to any station which might need his services in the future.

Sincerely,

A handwritten signature in dark ink, which appears to read 'Cameron Archbold', is written over the typed name.

Cameron Archbold

Operations Manager

4180 South Pecos • Las Vegas, NV 89121 • (702) 451-3131 • FAX (702) 458-6021



1455 E. Tropicana Suite #650
Las Vegas, NV 89119
(702) 795-1035
(702) 798-1738 FAX

September 17, 1990

TO WHOM IT MAY CONCERN:

Richard Hodson has been employed at K-LITE 103.5 FM/ KLTN since June 1990. Richard began his employment as a board operator during the hours that we operate our satellite programming from Unistar 41.

Richard has been an excellent and dependable employee, conscientious, dedicated, and performed his duties to best level of his abilities.

However, I can not provide Richard with enough hours every week to make his employment here worth his while. His financial situation requires a full time situation which is not available on my staff at this time.

A handwritten signature in cursive script, appearing to read 'Mike Reinhardt', with a stylized flourish at the end.

Mike Reinhardt
Program Director

KEZD

P.O. BOX 15290 • LAS VEGAS, NEVADA 89114 • (702) 732-2555

September 24, 1986

To Whom it may concern:

Richard Hodson is employed by Radio Station KEZD as a Board Operator on call to further his desire to become a full time broadcaster.

Richard is a dependable employee and has shown above average determination to realize his ambition. His attitude is commendable.

Our station is a 24 hour operation and there are times during the day and night when he has been needed and called to fill in during emergencies, to which he has responded cheerfully even on very short notice.

He has a fertile mind and learns quickly.

Sincerely,



Ted Quillin, Program Dir.

NAME
HODSON, RICHARD D
FORMER
D.O.B
03/30

SSN:

DATE:

06/03/1998 Pg 1 of 2

TITLE	DEPT	NUMBER	CREDIT	GRADE	TITLE	DEPT	NUMBER	CREDIT	GRADE
ASSOCIATE OF APPLIED SCIENCE ELECTRONIC ENGINEERING TECHNOLOGY 05/14/1998					SUMMER 1996				
					INTRO MGT INFO SYSTEM	CIT	101	3.0	A
					COMPOSITION I	ENG	101	3.0	A
					ATT	ERND	GR PTS	GPA	
					SEM	6.0	6.0	24.00	4.00
					CUM	34.0	34.0	132.10	3.88
ASSOCIATE OF APPLIED SCIENCE EE-TELECOMMUNICATIONS EMPHASIS 05/14/1998					FALL 1996				
PHI THETA KAPPA					DIGITAL LOGIC II	ET	213	4.0	A
UNIVERSITY OF NEVADA-LAS					ANALOG CIRCUITS II	ET	257	4.0	A
TRANSFER					INTRO TO BROADCASTING	SPH	120	3.0	A
0.0					ATT	ERND	GR PTS	GPA	
SUMMER 1995					SEM	11.0	11.0	44.00	4.00
GENERAL ASTRONOMY	AST	101	3.0	B	CUM	45.0	45.0	176.10	3.91
SURVEY OF ELECTRONICS	ET	100	3.0	A-	SPRING 1997				
ATT	ERND	GR PTS	GPA		TECH COMMUNICATIONS I	ENG	107	3.0	A
SEM	6.0	6.0	20.10	3.35	MICROPROCESS, PROG/INTERFA	ET	226	4.0	A
CUM	6.0	6.0	20.10	3.35	INTRO TELECOMMUNICATIONS	ET	276	4.0	A
FALL 1995					ATT	ERND	GR PTS	GPA	
FABRICATION TECHNIQUES	ET	104	2.0	A	SEM	11.0	11.0	44.00	4.00
TEST EQUIP OPERATION	ET	106	2.0	A	CUM	56.0	56.0	220.10	3.93
ELEC THEORY DC / AC	ET	120	7.0	A	SUMMER 1997				
ATT	ERND	GR PTS	GPA		MAN & THE ENVIRONMENT	ENV	101	3.0	B+
SEM	11.0	11.0	44.00	4.00	ATT	ERND	GR PTS	GPA	
CUM	17.0	17.0	64.10	3.77	SEM	3.0	3.0	9.90	3.30
SPRING 1996					CUM	59.0	59.0	230.00	3.89
DIGITAL LOGIC I	ET	212	4.0	A	FALL 1997				
ANALOG CIRCUITS I	ET	255	4.0	A	DATA ACQUISITION	ET	228	4.0	A
TECHNICAL MATHEMATICS	MATH	116	3.0	A	TELEVISION CIRCUITS	ET	262	4.0	A
ATT	ERND	GR PTS	GPA		SMALL BUS MANAGEMENT	MGT	103	3.0	A
SEM	11.0	11.0	44.00	4.00	ATT	ERND	GR PTS	GPA	
CUM	28.0	28.0	108.10	3.86	SEM	11.0	11.0	44.00	4.00
					CUM	70.0	70.0	273.99	3.91

NAME HODSON, RICHARD D
 FORMER
 D.O.B 03/30

SSN: [REDACTED]

DATE: 06/03/1998 Pg 2 of 2

TITLE	DEPT	NUMBER	CREDIT	GRADE
WINTER 1997				
INTRO AMERICAN POLITIC	PSC	101	4.0	B+
ATT ERND GR PTS GPA				
SEM	4.0	4.0	13.20	3.30
CUM	74.0	74.0	287.19	3.88
SPRING 1998				
LAN TECHNOLOGY	ET	278	4.0	A
ADV TELECOMMUNICATIO	ET	293	4.0	A
ATT ERND GR PTS GPA				
SEM	8.0	8.0	32.00	4.00
CUM	82.0	82.0	319.19	3.89
GRADUATED WITH-HIGH HONORS				

***** END OF TRANSCRIPT *****

COMMUNITY COLLEGE OF SOUTHERN NEVADA

Has Conferred Upon

RICHARD DEAN HODSON

the degree of

ASSOCIATE OF APPLIED SCIENCE
ELECTRONIC ENGINEERING TECHNOLOGY

*With All The Rights And Privileges Thereunto Appertaining
In Witness Whereof This Diploma Duly Signed Has Been
Issued And The Seal Of The College Affixed.*

*Approved By The Board Of Regents Upon Recommendation Of The
Faculty On This 14th Day Of May, 1998.*



Richard D. Fisher

CHANCELLOR OF THE UNIVERSITY AND
COMMUNITY COLLEGE SYSTEM OF NEVADA

jee derby

CHAIRMAN, BOARD OF REGENTS



Richard Moore

PRESIDENT OF THE COLLEGE

COLUMBIA SCHOOL OF BROADCASTING

HOLLYWOOD



CALIFORNIA

THIS CERTIFIES THAT

RICHARD D. HODSON

has completed the Course of Study prescribed for

RADIO ANNOUNCING

*and upon proper examination is found
worthy of graduation and entitled to receive this*

DIPLOMA

Given under the seal of Broadcast Training, Inc., Hollywood, California.

this FIFTEENTH *day of* JANUARY *, AD 19* 87



Burton Richardson, Director of Instruction



Marcia Brock, President



Federal Communications Commission
Restricted Radiotelephone License

Richard

is authorized to operate a
holding trip class of license
graphs and is not 3000
for the license of the radio

CLASS
DATE

12-18-86

Richard Mason Johnson

FCC Form 753-P

EXHIBIT B

CERTIFICATE OF BUSINESS: FICTITIOUS NAME (D.B.A)

FILED

THE UNDERSIGNED do(es) hereby certify that

Richard Dean Hodson MAR 28 1 31 PM '07

(Your Name)

Conducting a

Service

(Type Of Business)

business at

Las Vegas

Nevada

under the fictitious firm name of

Hodson Broadcasting

and said firm is composed of the following person(s) whose name(s) and address(es) are as follows, to wit:

Richard Dean Hodson

520 Monticello Drive

Las Vegas, NV 89107

Witness my hand on this

28

(Date)

day of

March

(month)

19 97

(Year)

Richard Dean Hodson

STATE OF NEVADA

COUNTY OF Clark SS.

On this 28th day of March A.D., 19 97, before me,

Kerri Fredlund

a Notary Public in and for the

said County and State, residing therein, duly commissioned and sworn, personally appeared Richard Dean Hodson

Known to me to be the person(s) whose name (s) subscribed to the within instrument, and acknowledged to me that he executed the same freely and voluntarily and for the uses and purpose therein mentioned.

IN WITNESS THEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Kerri Fredlund

Notary Public in and for said County and State



BUSINESS LICENSE

City of Las Vegas • Las Vegas, Nevada

IN ACCORDANCE WITH THE PROVISIONS OF THE LAS VEGAS MUNICIPAL CODE, AS AMENDED, LICENSE IS HEREBY GRANTED TO OPERATE THE BUSINESS REFERENCED BELOW:

LICENSE #: M07-02437-4-084636

DATE ISSUED: 04/13/99

TYPE OF LICENSE: ADMIN OFFICE

BUSINESS LOCATION: 520 MONTICELLO DR

ISSUE TO:

HODSON BROADCASTING
PO BOX 727
GOODSPRINGS NV 89019

PRINCIPAL(S)
HODSON, RICHARD D, OWNER


Director, Department of Finance and Business Services

Post in a conspicuous place.





STATE OF NEVADA
DEPARTMENT OF TAXATION

1550 E. College Parkway
Suite 115
Carson City, Nevada 89706-7921

Phone: (775) 687-4820 • Fax: (775) 687-5981

In-State Toll Free: 800-992-0900

KENNY C. GUINN
Governor

DAVID P. PURSELL
Executive Director

LAS VEGAS OFFICE
Grant Sawyer Office Building
Suite 1300
555 E. Washington Avenue
Las Vegas, Nevada 89101
Phone: (702) 486-2300
Fax: (702) 486-2373

RENO OFFICE
4800 Kietzke Lane
Building O, Suite 263
Reno, Nevada 89502
Phone: (775) 688-1295
Fax: (775) 688-1303

To: County/City Business Licensing Authority

Business Name - OBA <u>HOODSON BROADCASTING</u>	Owner <u>RICHARD D. HOODSON</u>
Sales Tax Permit Number <u>N/A</u>	State Business License Number <u>N/A</u>

Pursuant to the provisions of NRS 244.335(3) and NRS 268.095(4), the Department of Taxation certifies the following information on the above stated business. Two or more check marks below are to be considered clearance of this business by the Department of Taxation for county/city business license purposes.

1. ☐ Sales tax permit applied for.
2. ☐ Use tax permit applied for.
3. ☐ Sales tax permit applied for, but permit not issued pending receipt of security.
4. ☐ State business license applied for and has or will be issued.
5. ☐ Subcontractor has applied for and/or obtained a state business license and is current on payment of state business tax.

6. ☒ I, RICHARD D. HOODSON am in the business of RADIO BROADCASTING. The Nevada sales and use tax and business tax laws have been explained to me and I wish to testify to the following:

- ☒ I do not sell anything tangible, fabricate anything tangible, nor do I purchase tools, equipment, supplies, subscriptions or other tangible personal property from anyone other than a registered Nevada retailer to whom I pay Nevada sales tax; and/or
- ☒ My business is a sole proprietorship and I have no employees, partners, or helpers of any kind.

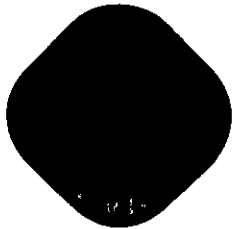
I understand that if any part of the above testimony should change, I will contact the Nevada Department of Taxation immediately. I have received copies of NRS 372.060, 372.185, 364A.120, 364A.130 and 364A.160.

Nevada Dept. of Taxation Authorized Signature 	Taxpayer Signature <u>Richard Hodson</u>
	Date <u>4/7/99</u>

IF NOT SIGNED IN FRONT OF A DEPARTMENT OF TAXATION EMPLOYEE, THE ATTACHED NOTARY FORM MUST BE COMPLETED

(Use Form ADM-01.08 if needed)

**THIS FORM IS FOR COUNTY/CITY BUSINESS LICENSE PURPOSES
NOT TO BE USED FOR RESALE OR TAX EXEMPT PURCHASES**



Department of Comprehensive Planning

Current Planning Division

500 S Grand Central Pky • PO Box 551744 • Las Vegas NV 89155-1744
(702) 455-4314 • Fax (702) 455-3271

John L. Schlegel, Director • Barbara Ginoulas, Assistant Director



December 26, 2001

Richard Hodson
520 Monticello Drive
Las Vegas, NV 89107-3616

APPLICATION NUMBER: UC-1709-99 & WT-1965-99

LOCATION/USE: NW corner Nprite Ave./Piute St. (Sandy Valley) - REVIEW RADIO STATION

This is to remind you that the time limit on the above-referenced application will expire on **February 16, 2002**, unless the proposed construction has commenced or the use is complete or needs review. If you wish additional time to commence or continue the above referenced use, an Extension of Time application must be completed and submitted to the Current Planning Division prior to the scheduled expiration date (no appointment necessary).

We encourage you to file an Extension of Time as early as possible, since no permits can be issued after the above expiration date while the Extension of Time is being processed. If you have already completed or commenced the construction or use and a review by the Board of County Commissioners or Planning Commission is not required, please advise us with a letter instead of filing an Extension of Time application.

If a Final Map has been recorded within the area included in the Tentative Map in the last year, please advise us and we will adjust the Tentative Map expiration date (in accordance with NRS 260.360.1 [b]). The time limit on a Tentative Map is extended one (1) year from either the date of the Board of County Commissioner's approval of a recorded Final Map, or the date of the administrative approval of the recorded Final Map.

The time limits to commence, complete, or review this approval only apply to the specific application. A property may have several approved applications, each of which will have its own expiration date. **IT IS THE APPLICANT'S RESPONSIBILITY TO KEEP EACH APPLICATION CURRENT AND TO KEEP TRACK OF THE EXPIRATION DATES.**

Forms, instructions and fee information for submitting an Extension of Time application are available at the Current Planning Division office between 8:00 a.m. and 5:00 p.m. Monday thru Friday (Applicable fees need to be paid prior to 4:00 p.m., on or before the expiration date). Should you have any questions regarding this matter, please contact the Current Planning Division.

BILL OF SALE

Date: 08/21/97

From: KWLX FM
595 San Antonio Avenue
Many, LA 71449
(318) 256-5924

To: Hodson Broadcasting
520 Monticello Drive
Las Vegas, NV 89107
(702) 878-0773

1 - Collins 10,000 watt transmitter.....\$3,000.00

Total Amount Due.....\$3,000.00

pd cash
8/21/97
Sj

EXHIBIT C

STATION DATA : Las Vegas, Nevada - Radio Market #40 (2001)

CALLS	FCC Fac. ID #	AM/FM	Class	City of License	Start Year	Date Acquired	Licensee	Format	Spr. 2001 Share
KSFN	47745	AM	B	North Las Vegas, NV	1956	5-14-96	Infinity Radio License, Inc.	Hot Talk	0.9
KLUC	47744	FM	C	Las Vegas, NV	1956	6-5-98	Infinity Radio License, Inc.	Top 40/CHR	8.8
KMXB	51676	FM	C	Henderson, NV	1970	6-5-98	Infinity Radio License, Inc.	Hot AC	5.2
KMZQ	12560	FM	C	Henderson, NV	1982	6-5-98	Infinity Radio License, Inc.	AC	4.4
KXNT	33068	AM	B	North Las Vegas, NV	1986	6-5-98	Infinity Radio License, Inc.	News Talk	3.8
KXTE	2100	FM	C	Pahrump, NV	1988	11-13-98	Infinity Radio License, Inc.	Alternative	4.8
KENO	38449	AM	B	Las Vegas, NV	1940	6-1-65	Lotus Broadcasting Corp.	Sports	0.9
KBAD	38448	AM	B	Las Vegas, NV	1953	11-4-92	Lotus Broadcasting Corp.	Sports	N/A
KXPT	38450	FM	C	Las Vegas, NV	1961	11-4-92	Lotus Broadcasting Corp.	Classic Hits	4.3
KOMP	38451	FM	C	Las Vegas, NV	1966	N/A	Lotus Broadcasting Corp.	AOR	3.6
KFMS	55503	FM	C	Las Vegas, NV	1963	1999	Clear Channel Comm.	CHR	4.3
KWNR	61527	FM	C	Henderson, NV	1972	1999	Clear Channel Comm.	Country	7.1
KQOL	6893	FM	C	Las Vegas, NV	1977	1999	Clear Channel Comm.	Oldies	4.6
KSNE	71525	FM	C	Las Vegas, NV	1987	1999	Clear Channel Comm.	Soft AC	5.9
KSTJ	57281	FM	C	Boulder City, NV	1982	7-22-97	Beasley Broadcast Group	80's	4.9
KKLZ	40757	FM	C	Las Vegas, NV	1984	6-11-98	Beasley Broadcast Group	Classic Rock	2.2
KJUL	19062	FM	C	North Las Vegas, NV	1989	7-22-97	Beasley Broadcast Group	Nostalgia	6.8
KLSQ	36694	AM	B	Laughlin, NV	1985	1999	Hispanic Broadcasting Corp.	Spanish	0.6
KISF	28893	FM	C	Las Vegas, NV	1989	1999	Hispanic Broadcasting Corp.	Spanish	4.2
KLAV	70690	AM	C	Las Vegas, NV	1947	8-14-92	Gor-Overgaard Broadcasting	Talk	N/A
KRLV	40756	AM	C	Las Vegas, NV	1947	11-19-01	1340 Investments, LLC	Sports Talk	0.3
KSHP	55502	AM	C	North Las Vegas, NV	1954	9-20-96	Las Vegas Radio Co., Inc.	Shopping	N/A
KDOX	58317	AM	D	Henderson, NV	1956	10-16-90	S & R Broadcasting, Inc.	Spanish	0.4
KNUU	33074	AM	B	Paradise, NV	1962	6-17-98	Nevada Media Group	News	0.7
KILA	20528	FM	C	Las Vegas, NV	1972	12-31-71	Faith Communications Corp.	Religious	N/A
KCEP	50390	FM	C2	Las Vegas, NV	1973	N/A	Clark Co. Economic Opp. Board	Urban	N/A
KDWN	54686	AM	B	Las Vegas, NV	1975	N/A	Radio Nevada Corporation	News Talk	2.3
KNPR	48348	FM	C	Las Vegas, NV	1980	N/A	Nevada Public Radio Corp.	Classical	N/A
KUNV	68921	FM	C1	Las Vegas, NV	1981	N/A	UNLV Board of Regents	Variety/Jazz	N/A
KKVV	36642	AM	D	Las Vegas, NV	1988	N/A	Las Vegas Broadcasters Inc.	Religious	N/A
KRRN	51731	FM	C2	Las Vegas, NV	1992	3-14-00	Entravision Holdings, LLC	Spanish CHR	1.7
OUT OF MARKET STATIONS									
KOAS	25692	FM	C	Dolan Springs, AZ	1976	10-30-00	Desert Sky Media, LLC	Jazz/Soft AC	N/A
KVGS	25752	FM	C	Laughlin, NV	1991	11-24-99	Desert Sky Media, LLC	Rap/Hip-Hop	N/A
KADD	72528	FM	C1	Laughlin, NV	1993	5-10-01	M & M Broadcasting, LLC	Hot AC	0.3
KIXF	68412	FM	B	Baker, CA	1994	11-13-00	Highway Radio, Inc.	Country	0.4
KVEG	83278	FM	C	Mesquite, NV	2001	N/A	Kemp/Mesquite Broadcasting	Hip-Hop	N/A

Chart prepared by Hodson Broadcasting

STATION DATA : Las Vegas, Nevada - Radio Market #59 (1991)

CALLS	AM/FM	FCC Fac. ID #	Frequency	Class	City of License	Start Year	Date Acquired	Licensee	Format
KFMS	AM	55502	1410 kHz	C	North Las Vegas, NV	1954	8-28-72	Broadcast Associates	C & W
KFMS	FM	55503	101.9 MHz	C	Las Vegas, NV	1963	8-28-72	Broadcast Associates	C & W
KLUC	AM	47745	1140 kHz	B	North Las Vegas, NV	1956	3-85	Nationwide Communications Inc.	AOR
KLUC	FM	47744	98.5 MHz	C	Las Vegas, NV	1956	3-85	Nationwide Communications Inc.	Top 40/CHR
KENO	AM	38449	1460 kHz	B	Las Vegas, NV	1940	6-1-65	Lotus Broadcasting Corp.	Oldies
KOMP	FM	38451	92.3 MHz	C	Las Vegas, NV	1966	N/A	Lotus Broadcasting Corp.	AOR
KORK	AM	38448	920 kHz	B	Las Vegas, NV	1953	11-86	Anchor Media Radio Group	Big Band
KYRK	FM	38450	97.1 MHz	C	Las Vegas, NV	1961	11-86	Anchor Media Radio Group	Top 40/CHR
KMTW	AM	40756	1340 kHz	C	Las Vegas, NV	1947	7-16-85	Southern Nevada Radio Inc.	AOR
KKLZ	FM	40757	96.3 MHz	C	Las Vegas, NV	1984	7-16-85	Southern Nevada Radio Inc.	Classic Rock
KLAV	AM	70690	1230 kHz	C	Las Vegas, NV	1947	10-10-90	Holder Broadcast Servs. of NV	Talk
KDOL	AM	58317	1280 kHz	D	Henderson, NV	1956	10-16-90	S & R Broadcasting, Inc.	Spanish
KNUU	AM	33074	970 kHz	B	Paradise, NV	1962	4-1-87	CAT Broadcasting Corporation	News
KXTZ	FM	51676	94.1 MHz	C	Henderson, NV	1970	N/A	Parker Communications-LV	Easy Listen
KILA	FM	20528	90.5 MHz	C	Las Vegas, NV	1972	12-31-71	Faith Communications Corp.	Religious
KWNR	FM	61527	95.5 MHz	C	Henderson, NV	1972	8-88	Southwest Radio Inc.	Country
KCEP	FM	50390	88.1 MHz	C2	Las Vegas, NV	1973	N/A	Clark Co. Economic Opp. Board	Urban
KDWN	AM	54686	720 kHz	B	Las Vegas, NV	1975	N/A	Radio Nevada Corporation	News Talk
KEYV	FM	6893	93.1 MHz	C	Las Vegas, NV	1977	8-1-86	Unicom Broadcasting of NV	New Age
KNPR	FM	48348	89.5 MHz	C	Las Vegas, NV	1980	N/A	Nevada Public Radio Corp.	Classical
KUNV	FM	68921	91.5 MHz	C1	Las Vegas, NV	1981	N/A	UNLV Board of Regents	Variety/Jazz
KMZQ	FM	12560	100.5 MHz	C	Henderson, NV	1982	2-20-89	Commonwealth Broadcasting	AC
KRRI	FM	57281	105.5 MHz	C2	Boulder City, NV	1982	N/A	Rock 'n' Roll, Inc.	Oldies
KROL	AM	38894	870 kHz	B	Laughlin, NV	1985	1-31-90	Sigmund Rogich Trust	Sports
KVEG	AM	33068	840 kHz	B	North Las Vegas, NV	1986	12-1-90	Bel Air Communications, Ltd.	Sports Talk
KRLV	FM	71525	106.5 MHz	C	Las Vegas, NV	1987	8-2-89	Wescom of Nevada, Inc.	Soft AC
KKVV	AM	36842	1060 kHz	D	Las Vegas, NV	1988	N/A	Las Vegas Broadcasters Inc.	Religious
KUDA	FM	2100	107.5 MHz	C	Pahrump, NV	1988	9-19-89	Americom Las Vegas, LP	Oldies
KJUL	FM	19062	104.3 MHz	C	North Las Vegas, NV	1989	9-90	Waldron Partners	Soft AC
KMMK	FM	28893	103.5 MHz	C	Las Vegas, NV	1989	N/A	InterMart Broadcasting-LV, Inc.	Soft Rock
KRBO	FM	51731	105.1 MHz	C2	Las Vegas, NV	Not on air	N/A	Patmor Broadcasting Group	Oldies

TL1: KLUC/98.5 KKLZ/98.3 KISF/103.5 KILA/90.5
 TL2: KXPT/97.1 KQOL/93.1 KJUL/104.3

